



PATENT #4

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Jeffrey D. Myers, Reg. No. 35,964

March 29, 2002  
(Date)

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:	Brad Baker	: Art Unit: 1761
Serial No.:	10/040,576	: Examiner: Unknown
Filed:	December 28, 2001	:
For:	PAINT SET CONFECTIONERY	:

## INFORMATION DISCLOSURE STATEMENT

### Box MISSING PARTS

Commissioner for Patents  
Washington, D.C. 20231

S I R :

Pursuant to 37 C.F.R. §§ 1.97 and 1.98 and to the duty of disclosure set forth in 37 C.F.R. § 1.56, the Examiner in charge of the above-identified application is requested to consider and make of record the references listed on the PTO 1449 submitted herewith. A copy of each of the listed references is also enclosed.

Although the information submitted herewith may be "material" to the Examiner's consideration of the subject application, this submission is not intended to constitute an admission that such information is "prior art" as to the claimed invention.

In accordance with 37 C.F.R. § 1.97(g), the filing of this Information Disclosure Statement shall not be construed to mean that a search has been made.

This Information Disclosure Statement is being filed within three months of the filing date of the application and prior to the mailing date of a first Office action. Therefore, no fee or certification is required. 37 C.F.R. § 1.97(b).

Respectfully submitted,



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Dated: March 29, 2002

Enclosures: PTO Forms 1449;  
Copy of References

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Substitute for form 1449A/PTO  <b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>  (use as many sheets as necessary)			<b>COMPLETE IF KNOWN</b>		
			Application Number	10/040,576	
			Filing Date	December 28, 2001	
			First Named Inventor	Baker	
			Group Art Unit	1761	
			Examiner Name		
Sheet	1	of	6	Attorney Docket Number	30687-CIP

**U.S. PATENT DOCUMENTS**

Examiner Initials	Cite No. <sup>1</sup>	U.S. Patent Document Number	Kind Code <sup>2</sup> (if known)	Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		D 016,030		A. Schwarzschild et al.	04/07/1885	
		D 062,611		A. Hochstraser	07/03/1923	
		D 092,473		E. Keller	06/12/1934	
		D 177,206		J. Babcock	03/27/1956	
		D 229,522		W.A. Parker	12/11/1973	
		D 264,038		E. Guttman	04/27/1982	
		D 264,169		E. Guttman	05/04/1982	
		D 264,297		S. Kupperman et al.	05/11/1982	
		D 264,298		E. Guttman	05/11/1982	
		D 269,559		J.M. Sellares	07/05/1983	

**FOREIGN PATENT DOCUMENTS**

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		Office <sup>3</sup>	Number <sup>4</sup>	Kind Code <sup>5</sup> (if known)				
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1. Unique citation designation number. 2. See attached Kinds of U.S. Patent Documents. 3. Enter office that issued the document, by the two-letter code (WIPO Standard ST.3). 4. For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. 5. Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. 6. Applicant is to place a check mark here if English language Translation is attached.



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		D 247,146			S. Harrison	05/24/1994		
		1,718,997			H.B. Burt	07/02/1929		
		1,889,882			R.M. Woods	12/06/1932		
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		2,647,681			S.A. Paoli	08/04/1953		
		2,824,010			C.G. Pedersen	02/18/1958		
		2,832,981			F.E. Bruehan	05/06/1958		
		3,312,555			E.R. Rossi, et al.	04/04/1967		
		3,386,792			J.M. Ireland	06/04/1968		
<b>FOREIGN PATENT DOCUMENTS</b>								
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		3,413,128		R.H. Steinbarth, et al.	11/26/1968	
		3,431,041		E.B. Fontlladasa	03/04/1969	
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		4,317,838		S.R. Cherukuri, et al.	03/02/1982	
		4,335,147		H. Hollich	06/15/1982	
		4,471,507		M. Schwartz	09/18/1984	
		4,547,926		G.G. Kern	10/22/1985	
		4,660,592		A. Dobis	07/15/1986	
		4,061,783		L.S. Hoffman, et al.	12/06/1977	
		4,902,519		R.L. Ream, et al.	02/20/1990	

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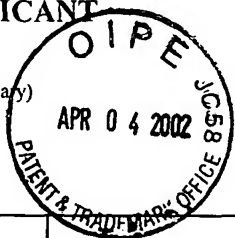
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		Number	Kind Code (if known)			
		4,935,189		K. Mochizuki, et al.	06/19/1990	
		5,077,050		R.J. Wall	12/31/1991	
		5,218,733		J.M. Leu	06/15/1993	
		5,270,884		T.J. Coleman	12/06/1994	
		5,380,539		D. Spector	01/10/1995	
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		5,683,762		K.A. Banschick	11/04/1997	

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		5,701,629		T.D. O'Brien	12/30/1997	
		5,718,931		D.L. Walter, et al.	02/17/1998	
		5,960,946		G.D. Gramlich	10/05/1999	

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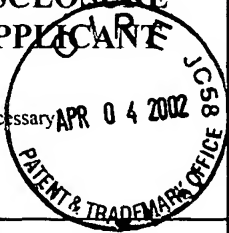


PTO/SB/08B (10-96)

Approved for use through 10-31-99. OMB 0651-003

Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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<b>Substitute for form 1449B/PTO</b>  <b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>  (use as many sheets as necessary) 				<b>COMPLETE IF KNOWN</b>	
				Application Number	10/040,576
				Filing Date	December 28, 2001
				First Named Inventor	Baker
				Group Art Unit	1761
Examiner Name					
Sheet	6	of	6	Attorney Docket Number	30687-CIP

<b>OTHER PRIOR ART - NON PATENT LITERATURE DOCUMENTS</b>			
Examiner Initials	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published	T <sup>2</sup>
		B.I.P. HOLLAND B.V., product photo for PAINT POP	
		FUN FACTORY (div of TriMax Group, Inc.), product photo for RAINBOW ROLLER LOLLIPOP (2002)	
		TRADEMARK information for Reg. No. 2,554,171 BABY BOTTLE POP issued 8/3/2000 to Topps Company, Inc.	
		TRADEMARK information for Reg. No. 2,374,485 PAINT BRUSH LOLLIPOPS, issued 8/8/2000 to Foreign Candy Company, Inc.	

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